

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF WESTERN PENNSYLVANIA**

**Proceeding Memo**

**C conciliation Conference:**

Debtor: ADAM B & MELODY S CLARK  
Case Number: 19-70338-JAD Chapter: 13  
Date / Time / Room: FRIDAY, JANUARY 10, 2020 11:00 AM COURTROOM B  
Bankruptcy Judge: JEFFERY A. DELLER  
Courtroom Clerk: JEFF FURIS  
Reporter / ECR: N/A

**Matter:**

Contested Hearing on Confirmation of Debtor's Chapter 13 Plan Dated 6/5/2019  
- Objection Filed By Specialized Loan Servicing, LLC at Doc. # 20  
- Interim Confirmation O/E 7/24/2019 at Doc. # 23  
R / M #: 2 / 0

**Appearances:**

TRUSTEE: WINNECOUR / PAIL / KATZ / DESIMONE  
DEBTOR(S): Kenneth Seitz, Esq.  
CREDITOR: Keri Ebeck, Esq. / W. Limber

**Proceedings:**

\_\_\_ Motion is GRANTED / DENIED  
\_\_\_ Special Type Of Order:  
\_\_\_ CONTINUE MATTER:  
    \_\_\_ For At Least \_\_\_ Days (Court To Issue Scheduling Order)  
    \_\_\_ To Hearing Date Of \_\_\_ at \_\_\_ AM/PM at \_\_\_  
    \_\_\_ To Conciliation Conference For \_\_\_ at \_\_\_ AM/PM at \_\_\_  
\_\_\_ ISSUE EVIDENTIARY HEARING NOTICE  
    \_\_\_ Evidentiary Hearing On Value And Cram-Down Interest  
    \_\_\_ Complex / Pretrial Order - NONJURY / JURY  
    \_\_\_ Simple / Pretrial Order - NONJURY / JURY  
    \_\_\_ Parties To Undertake Discovery - Discovery Period: \_\_\_ days  
\_\_\_ SETTLEMENT STIPULATION IS DUE \_\_\_  
\_\_\_ OTHER: \_\_\_

FILED  
1/14/20 7:49 am  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPA

JEFFERY A. DELLER  
U.S. Bankruptcy Judge

Clark Case No. 19-70338 JAD  
Debtor(s)

Chapter 13 Plan dated 6/5/2019 Issued per the January 10, 2020 Proceeding

Next Hearing Date: \_\_\_\_\_  
& time: \_\_\_\_\_

☐ No Changes

- ☒ A. For the remainder of the Plan term, the Plan payment is amended to be \$ 1115 as of 1/2020 Debtor(s)' counsel shall file a motion to amend the income attachment order within five (5) days of the date of this Order.
- ☐ B. The length of the Plan is increased to a total of \_\_\_\_\_ months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved. The total length of the Plan shall not exceed sixty (60) months.
- ☐ C. Plan confirmation is on an interim basis only as a form of adequate protection. The Trustee is authorized to distribute to secured and priority creditors with percentage fees.
- ☐ D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority or extent of liens, including determination of the allowed amount of secured claims under 11 U.S.C. §506, disputes over the amount and allowance of claims entitled to priority under 11 U.S.C. §507, and all objections to claims.
- ☐ E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the plan.
- ☐ F. \_\_\_\_\_ shall be paid monthly payments of \$ \_\_\_\_\_ beginning with the Trustee's \_\_\_\_\_ distribution and continuing for the duration of the plan term, to be applied by that creditor to its administrative claim, budget payments and/or security deposit. These payments shall be at the fifth distribution level.
- ☐ G. Fee application needed if fees (including retainer) exceed \$2,000/\$2,500.
- ☒ H. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the debtor(s) successfully objects to the claim: PA Rev (CL#1)  
Decatur Twp EIT (CL#11)  
Philipsburg-Osceola ADS (CL#10)  
US Bank (CL#8) with payment changes implemented.
- ☒ I. Additional Terms:

The claim of Wilmington Savings (CL#5)  
shall govern as to amount paid in full at  
modified plan terms.

☐ CASE TO BE DISMISSED